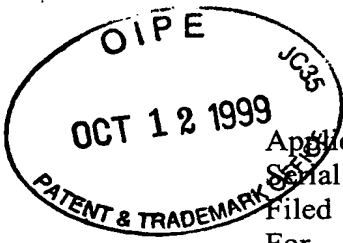


1615

[Handwritten signature]



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Frieder Marz
 Serial No. : 09/337,789
 Filed : June 22, 1999
 For : Stable Xylometazoline and Oxymetazoline Solution

Docket No.: 1/1090
) Art Unit:
) Examiner:
)

#6
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 OCT 19 1999
 TECH CENTER 1600/2900

Box Missing Parts
 Assistant Commissioner for Patents
 Washington, D.C. 20231

RESPONSE

Sir:

This is in response to a Notice of Incomplete Reply mailed on September 28, 1999.

Enclosed please find a copy (in duplicate) of the Submission of Missing Parts mailed on September 22, 1999. Said Submission authorizes the Commissioner to charge \$130.00 under 37 CFR 1.16(e) and any other fee required, and to credit any overpayment to Deposit Account No. 02-2955 for the submission of the Declaration.

Also enclosed is a copy of the petition to extend the time period for filing the declaration until October 16, 1999. Such petition was also mailed on September 22, 1999.

Respectfully submitted,

[Handwritten signature of Mary-ellen M. Devlin]

Mary-ellen M. Devlin
 Attorney for Applicant(s)
 Reg. No. 27,928

Patent Department
 Boehringer Ingelheim Corp.
 900 Ridgebury Road
 P.O. Box 368
 Ridgefield, CT. 06877
 Tel.: (203) 798-4866

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
 Washington, DC 20231

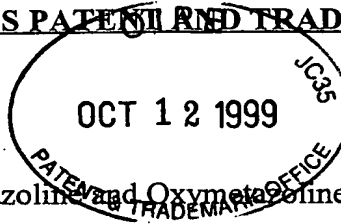
on October 7, 1999

[Handwritten signature of Mary-ellen M. Devlin]

By: Mary-ellen M. Devlin
 Reg. No. 27,928

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: F. Maerz
Serial No.: 09/337,789
Filed: June 22, 1999
For: Stable Xylometazoline and Oxymetazoline Solution
Docket No.: 1/1090



Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

SUBMISSION OF MISSING PARTS OF APPLICATION
PURSUANT TO 37 CFR 1.53(d)

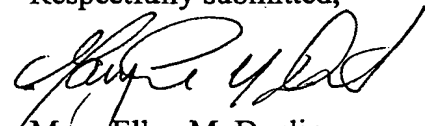
Sir:

In response to the Notice To File Missing Parts of Application which was mailed on July 16, 1999, enclosed please find a Declaration for Utility or Design Patent Application which has been executed by the originally-named applicants.

The surcharge set forth in 37 CFR 1.16(e) for submission of the declaration at this time is \$130.00. The Commissioner is hereby authorized to charge this and any other fee which may be required, and to credit any overpayment, to Deposit Account No. 02-2955. A duplicate of this paper is enclosed.

As requested, a copy of the Notice To File Missing Parts of Application is enclosed herewith.

Respectfully submitted,

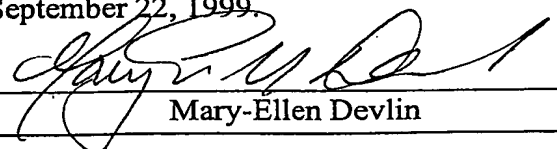

Mary-Ellen M. Devlin
Attorney for Applicant(s)
Reg. No. 27,928

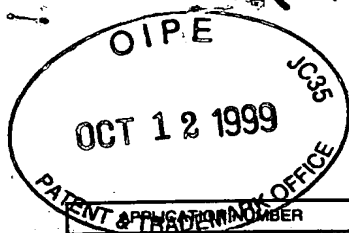
Patent Department
Boehringer Ingelheim Corp.
900 Ridgebury Road
P.O. Box 368
Ridgefield, CT 06877
Tel: (203) 798- 4866
Date: September 22, 1999

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner For Patents
Washington, DC 20231
on September 22, 1999.


Mary-Ellen Devlin



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARK
Washington, D.C. 20231

PATENT APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/337,789 06/22/99 MARZ

F 171090

0222/0928

ROBERT RAYMOND
BOEHRINGER-INGELHEIM CORPORATION
900 RIDGEBURY ROAD
P O BOX 368
RIDGEFIELD CT 06877

NOT ASSIGNED

0000

DATE MAILED:

09/28/99

NOTICE OF INCOMPLETE REPLY
(Filing Date Granted)

The reply filed on 9-21-99 to the Notice to File Missing Parts (Notice) mailed on 7-16-99 has been entered into the application. The reply, however, is incomplete for the following reason(s).

- ☐ 1. The filing fee required by the Notice has not been received. The amount of \$ _____ is due.
- ☒ 2. The surcharge of \$ 130.00 has not been received.
- ☐ 3. The oath or declaration for this nonprovisional application has not been received.
- ☒ 4. The oath or declaration for this nonprovisional application is not executed in compliance with 37 CFR 1.64(a) because:
 - ☐ a. The inventor's signature is missing.
 - ☐ b. The signature is missing for inventor(s) _____
 - ☐ c. The application is one filed under 37 CFR 1.42, 1.43, or 1.47, and the oath or declaration is not executed by the person(s) qualified to make the oath or declaration.
- ☐ 5. The cover sheet (37 CFR 1.151(c)(1)) for this provisional application has not been received.
- ☒ 6. The reply does not include _____ as required by this Notice.

A complete reply must be timely filed to prevent **ABANDONMENT** of the above-identified application.

The period for reply remains as set forth in the Notice. You may, however, obtain an **EXTENSION OF TIME** under the provisions of 37 CFR 1.136(a) by filing a petition accompanied by the appropriate fee (37 CFR 1.17(a)).

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

E. N. ...
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE